IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

THURSDAY, THE 11TH OCTOBER 2007 / 19TH ASWINA 1929

WP(C).No. 30146 of 2007(L)

PETITIONER:

SAGEER, S/O. E.A.ALIMOHAMMED,
AGED 48 YEARS, ANSHA MANZIL, EDAYAPPURAM,
ALUVA, SECRETARY, ALUVA MANDALAM COMMITTEE,
KERALA NADVATHUL MUJAHIDEEN & SECRETARY,
ALUVA EID GAH COMMITTEE.

BY ADV. SRI.M.P.MOHAMMED ASLAM

RESPONDENTS:
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1. HASSAN, S/O. KALLUNKAL KOCHU,
RIYADH MANZIL, PERIYAR LANE, ALUVA-683 101,
CHAIRMAN, MASJIDUL MANAR, ULIYANNOOR, ALUVA.

2. SUPERINTENDENT OF POLICE,
ALUVA (RURAL), OFFICE OF THE SUPERINTENDENT OF POLICE, ALUVA (RURAL), ERNAKULAM DISTRICT.

3. THE SECRETARY,
ALUVA MUNICIPALITY, OFFICE OF THE ALUVA MUNICIPALITY, ALUVA, ERNAKULAM DISTRICT.

BY GOVERNMENT PLEADER SRI.BENJAMIN PAUL
SRI.V.M.KURAIN, SC FOR R3

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 11/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.
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W.P.(C) NO. 30146 OF 2007 L
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Dated this the 11th day of October, 2007

J U D G M E N T

The prayer made in this writ petition is to direct respondents 2 and 3 to take all necessary steps and actions to ensure that the 1st respondent organizes the Eid Prayers in connection with the Eid Ul Fitar 2007 only in the name of Masjid Ul Manar, Uliyannoor. There is a further prayer to direct the aforesaid respondents to take steps to ensure that the Aluva Eid Gah Committee or the Mujahid Organization's name is not misused by the 1st respondent.

2. It is stated that the 1st respondent has obtained permission for organizing prayers in the banner of Masjid Ul Manar, Uliyannoor. If the 1st respondent violates the terms and conditions of the permission, it is for the authorities to take action and not for this court to step in and interfere. That apart,

if it is the complaint of the petitioner that 1st respondent is musing any organizations name, the remedy available to the petitioner is in a Civil Court and not in a writ petition.

I see no justification to interfere. Writ petition fails and is dismissed.

ANTONY DOMINIC, JUDGE.

Rp